

AMENDED IN ASSEMBLY APRIL 18, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 1711

Introduced by Assembly Members McCarty and Medina
(Coauthors: Assembly Members Baker, Olsen, Low, Daly, and Cooper)
(Coauthor: Senator Cannella)

January 26, 2016

An act to add Section 68052.1 to the Education Code, relating to the University of California.

LEGISLATIVE COUNSEL'S DIGEST

AB 1711, as amended, McCarty. University of California: nonresident student enrollment.

Existing law expresses the intent of the Legislature that the University of California establish nonresident student tuition policies that are consistent with their resident student fee policies. The provisions are applicable to the University of California only if the Regents of the University of California act, by resolution, to make them applicable.

This bill would require the University of California, as a condition of receipt of funds appropriated in the annual Budget Act, to limit the percentage of ~~undergraduate~~ nonresident *undergraduate* students enrolled at the University of California systemwide to 15.5% of total undergraduate student enrollment, ~~and, until July 1, 2021, and~~ would prohibit any campus of the University of California where ~~undergraduate~~ nonresident *undergraduate* student enrollment exceeds 15.5% from enrolling new ~~undergraduate~~ nonresident ~~students~~. *undergraduate students in excess of the number of new nonresident undergraduate students enrolled in the 2015–16 academic year. The bill, beginning in the 2017–18 academic year,* would require a certain percentage of

revenue generated from ~~undergraduate~~ new nonresident *undergraduate student* enrollment to be directed to fund increased enrollment of ~~undergraduate~~ resident *undergraduate* students, and would require the University of California to annually publish a report with specified information relating to ~~undergraduate~~ nonresident *undergraduate* tuition and revenue. *The bill would require the University of California to establish a policy to require each campus to admit only nonresident undergraduate students who exceed the academic qualifications of resident undergraduate students, as specified, and would require the University of California to annually report specified information to the Legislature to ensure compliance with the policy.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 68052.1 is added to the Education Code,
2 to read:
3 68052.1. As a condition of receipt of funds appropriated in the
4 annual Budget Act, and notwithstanding Section 68134, the
5 University of California shall comply with all of the following:
6 (a) The percentage of ~~undergraduate~~ nonresident *undergraduate*
7 students enrolled at the University of California systemwide shall
8 not exceed 15.5 percent of total undergraduate student enrollment.
9 (b) ~~Until July 1, 2021, any~~ Any campus of the University of
10 California at which ~~undergraduate~~ nonresident *undergraduate*
11 enrollment exceeds 15.5 percent of total student enrollment shall
12 not enroll new ~~undergraduate~~ nonresident ~~students~~. *undergraduate*
13 *students in excess of the number of new nonresident undergraduate*
14 *students enrolled in the 2015–16 academic year.*
15 (c) ~~An~~ Beginning in the 2017–18 academic year, an amount
16 not less than 50 percent of the revenues in excess of the marginal
17 cost of instruction generated from ~~undergraduate~~ new nonresident
18 *undergraduate* enrollment shall be directed to fund increased
19 enrollment of ~~undergraduate~~ resident *undergraduate* students at
20 all campuses of the university with undergraduate students.
21 (d) The University of California shall annually publish a report
22 that includes, but is not necessarily limited to, all of the following
23 information:

1 (1) The ~~undergraduate~~ nonresident *undergraduate* tuition and
2 fee level established at each campus.

3 (2) The amount of revenues generated by ~~undergraduate~~
4 nonresident *undergraduate* enrollment at each campus.

5 (3) The method by which these revenues were distributed among
6 the various campuses of the university.

7 (4) For each campus, the purposes for which these revenues
8 were expended, including, but not limited to, the number of
9 California resident undergraduate students admitted pursuant to
10 subdivision (c).

11 *(e) The University of California shall not be required to comply*
12 *with the requirements of subdivisions (a) and (b) in any year in*
13 *which the annual Budget Act provides less funding to support the*
14 *University of California than was provided in the prior budget*
15 *year.*

16 *(f) (1) By July 1, 2017, the University of California shall*
17 *establish a policy regarding admission of nonresident*
18 *undergraduate students to require that each campus of the*
19 *University of California admit to that campus only nonresident*
20 *undergraduate students who exceed the academic qualifications*
21 *of resident undergraduate students admitted to that campus and,*
22 *in that regard, would stand in the upper one-half of the resident*
23 *undergraduate students admitted at that specific campus.*

24 *(2) The University of California shall report to the Legislature*
25 *annually regarding actions taken to ensure compliance with this*
26 *policy, including, but not limited to, the academic indicators used*
27 *in the admission process, the median score of admitted resident*
28 *undergraduate students for each indicator at each campus, and*
29 *the number of admitted nonresident undergraduate students who*
30 *scored below the resident median on each indicator at each*
31 *campus.*